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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 MARKET STREET INVESTMENTS, LLC,
12 on behalf of itself and all others similarly
situated,

13 Plaintiffs,

14 vs.

15 REDDY ICE HOLDINGS, INC., et al.,

16 Defendants.

CASE NO. 08cv00753 BTM(WMc)

**ORDER GRANTING JOINT
REQUEST TO EXTEND TIME AND
DENYING REQUEST FOR
REASSIGNMENT OR
APPOINTMENT**

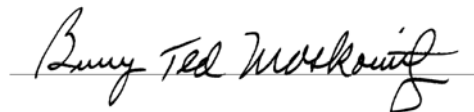
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18 The Court **GRANTS** the parties' joint motion to extend Defendants' time to respond
19 to the Complaint. Defendants' time to answer, move, or otherwise plead in response to the
20 Complaint is extended until the earlier of: (1) 45 days after the filing of a Consolidated
21 Amended Complaint or whatever other deadline is set by the transferee court, in the event
22 the JPML grants the MDL Motions; or (2) 45 days after service of the JPML's decision on the
23 MDL Motions or whatever other deadline is set by the presiding judge, in the event that the
24 JPML denies the MDL Motions; provided, however, that, in the event that any Defendant
25 should agree or be ordered to answer, move or otherwise respond in any other Related
26 Action prior to the above deadlines, then that Defendant shall respond to the Complaint in
27 this Action by that earlier date.

28 Plaintiff's request that this case be reassigned to Judge Janis Sammartino is **DENIED**.

1 Plaintiff's request that the Court appoint the law firms of Coughlin Stoia Gellar Rudman &
2 Robbins, LLP, Scott + Scott LLP and Robbins Umeda & Fink, LLP as lead counsel in all of
3 the actions referred to in Paragraph 7 of the joint request is **DENIED WITHOUT**
4 **PREJUDICE**. Plaintiff should bring a properly noticed motion for appointment of lead plaintiff
5 and lead counsel in the various actions.

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7 **IT IS SO ORDERED.**

8 DATED: May 28, 2008

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11 Honorable Barry Ted Moskowitz
12 United States District Judge
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